

## Staff Summary Report

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Council Meeting Date: 12/06/07

Agenda Item Number: 77

**SUBJECT:** Request approval of this resolution authorizing the second modification for reallocation of assessments for Playa Del Norte/Miller Road Improvement District No. 179.

**DOCUMENT NAME:** 20071206PWCH15 IMPROVEMENT (ASSESSMENT) DISTRICTS (0805)  
**RESOLUTION NO. 2007.100**

**SUPPORTING DOCS:** Yes

**COMMENTS:** The owner of Lot 6 Playa Del Norte Subdivision is desirous of splitting this lot into two parcels by means of a new subdivision plat creating lot 1 and 2 of Playa Six Subdivision (a proposed subdivision) to be recorded after the approval of this modification for reallocation of assessments. Notice has been sent to owner of record of the proposed reallocation of assessment and no objection has been received.

**PREPARED BY:** LARRY SHOBE, ENGINEERING SERVICES ADMINISTRATOR (x8417)

**REVIEWED BY:** ANDY GOH, DEPUTY PW MANAGER/CITY ENGINEER (x8896)

**LEGAL REVIEW AS TO FORM:** CYNTHIA MCCOY, ASSISTANT CITY ATTORNEY (x2187)

**FISCAL NOTE:** N/A

**RECOMMENDATION:** Adopt Resolution No. 2007.100 and authorize the Mayor to execute any necessary documents.

Approved by Glenn Kephart, Public Works Manager

**RESOLUTION NO. 2007.100**

**RESOLUTION APPROVING REALLOCATION OF ASSESSMENTS FOR THE PLAYA DEL NORTE/MILLER ROAD IMPROVEMENT DISTRICT NO.179**

**WHEREAS**, pursuant to ARS Section 48-594(B), the Superintendent of Streets of the City of Tempe, Arizona (the "City") has prepared a list of assessments on certain property within the Playa Del Norte/Miller Road Improvement District No.179 (the "District"), which assessments are to be reallocated, including (a) the assessment number, legal description and amount assessed on each affected parcel before the reallocation, (b) the assessment number, legal description and name and address of the owner as shown on the most recent tax roll and (c) the amount to be assessed on each parcel after reallocation; and

**WHEREAS**, the Superintendent of Streets has caused to be prepared and presented to the Mayor and Council of the City an amendment to the Assessment Diagram reflecting the requested modification; and

**WHEREAS**, the Superintendent of Streets has caused a notice to be mailed to each owner of an affected parcel showing the proposed reallocation and stating that the owner may file a written objection to the reallocation within twenty days after the notice was mailed; and

**WHEREAS**, the notice further stated that, if any objections were received within twenty days of the date the notice was mailed, a hearing would be held, and specified the time, date and place of the hearing, which was at least thirty days after the date of mailing; and

**WHEREAS**, no objections to the reallocation of the assessment have been received during the time provided by law; and

**WHEREAS**, the Mayor and Council have considered the matter and have relied on the advice of its Superintendent of Streets with respect to the improvements constructed and the assessments levied for the District.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF TEMPE, ARIZONA, that:**

**Section 1.** Pursuant to Section 48-594(B), Arizona Revised Statutes, as amended, and good cause appearing therefore, it is hereby ordered that the assessment against Lot 6 Playa Del Norte Subdivision as recorded at document number 685-32 Records of Maricopa County be modified in accordance with the reallocation submitted by the Superintendent of Streets.

**Section 2.** The amendment to the Assessment Diagram is approved.

**Section 3.** The Superintendent of Streets is directed to note this modification on the records of the assessment.

**Section 4.** The costs of the reallocation shall be included in the amount of the assessment, as reallocated, and if not sooner paid, shall be included in the next installment of the assessment due with respect to the affected parcels.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Tempe, Arizona, on December 6, 2007

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Clerk

APPROVED AS TO FORM:

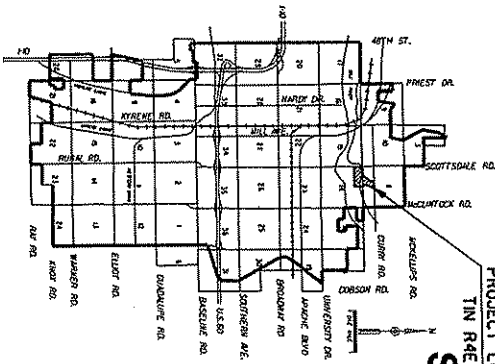
\_\_\_\_\_  
City Attorney

I hereby certify that I have checked the legal descriptions with respect to modifications of the assessment above-numbered; that the modifications set forth on the attached legal descriptions are acceptable to me.

\_\_\_\_\_  
Superintendent of Streets

# CITY OF TEMPE PUBLIC WORKS DEPARTMENT DIVISION OF ENGINEERING

PROJECT LOCATION



## SECOND MODIFIED ASSESSMENT DIAGRAM PLAYA DEL NORTE / MILLER ROAD STREET IMPROVEMENTS IMPROVEMENT DISTRICT NO. 179 PROJECT NO. 5101241

**MAYOR**  
HUGH HALLMAN

**VICE MAYOR**  
MARK MITCHELL

**CITY COUNCIL**  
P. BEN ARREDONDO  
BARBARA J. CARTER  
LEONARD W. COPPLE  
PAMELA GORONKIN  
J. HUT HUTSON

### INDEX OF SHEETS

SHEET NO.	DESCRIPTION
1	COVER SHEET
2	DISTRICT MAP & ASSESSMENTS

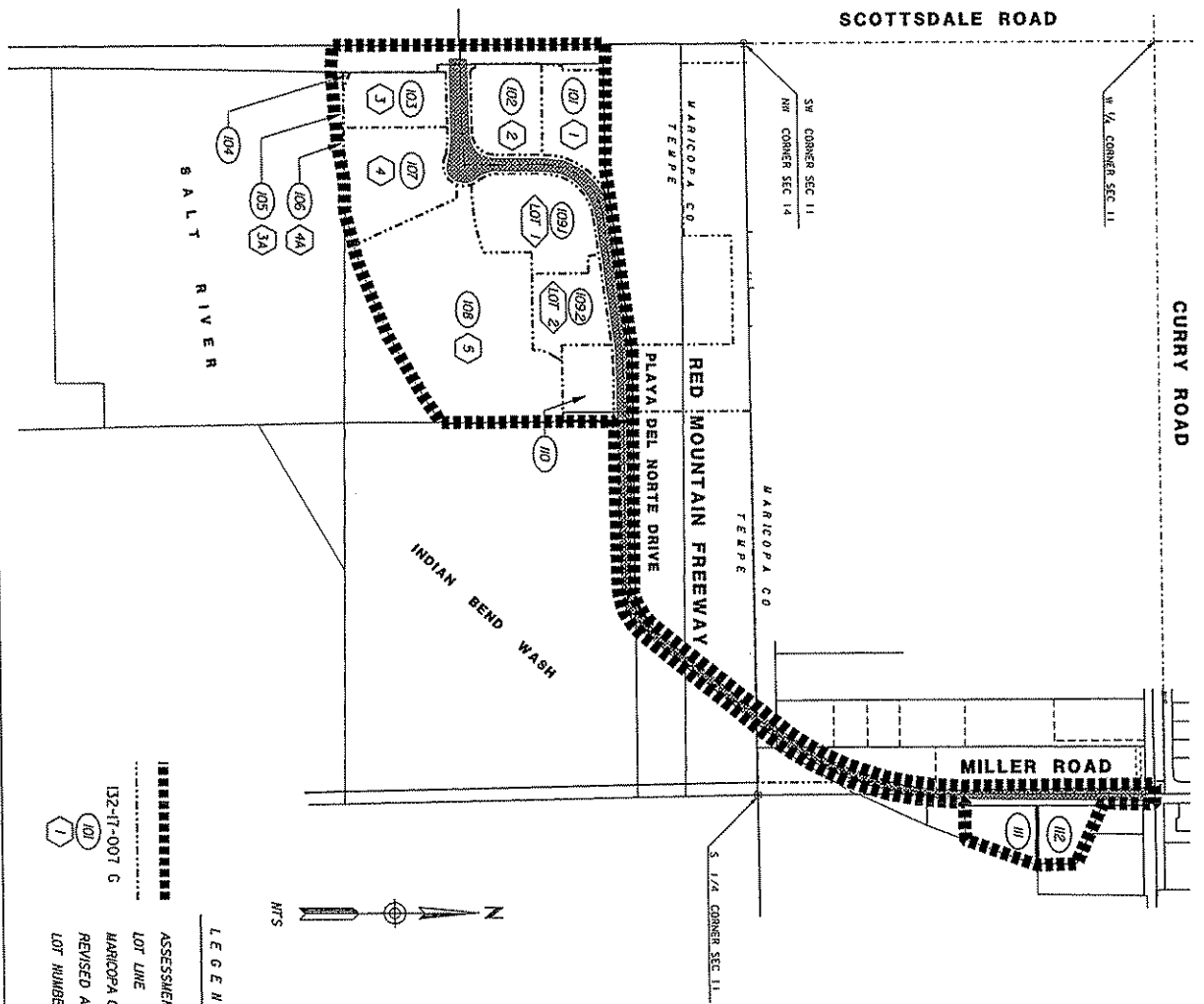
**DIBBLE & ASSOCIATES**  
CONSULTING ENGINEERS

SUBMITTED: \_\_\_\_\_ DATE \_\_\_\_\_  
SUPERINTENDENT OF STREETS

APPROVED BY RESOLUTION NO. \_\_\_\_\_ AT A  
MEETING OF THE CITY COUNCIL OF THE CITY  
OF TEMPE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

ATTEST: \_\_\_\_\_ DATE \_\_\_\_\_  
CITY CLERK  
FILED: \_\_\_\_\_ DATE \_\_\_\_\_  
SUPERINTENDENT OF STREETS

<b>SECOND MODIFIED ASSESSMENT DIAGRAM</b> MODIFIED 11/08/07	
CITY OF TEMPE DIVISION OF ENGINEERING	PROJECT NO. 5101241 IMPROVEMENT DISTRICT NO. 179
DATE 4/07/08 PROJECT NO. 5101241	SHEET 1 OF 2



ASSESSMENT DISTRICT BOUNDARY  
LOT LINE  
MARICOPA CO. ASSESSOR'S NO.  
REVISED ASSESSMENT NUMBER  
LOT NUMBER

LEGEND

\* LOTS IN NEW SUBDIVISION TO BE RECORDED

ASSESSMENT NO.	LOT NO.	MARICOPA CO. RECORDED ASSESSOR'S NO.
100	1	132-31-002 Y, -002 F, -002 O, -002 L, 007
102	2	132-31-002 Y, -002 F, -002 O, -002 L, 007
103	3	132-31-002 Y, -002 F, -002 O, -002 L, 007
104	4	132-31-002 Y, -002 F, -002 O, -002 L, 007
105	5A	132-31-002 Y, -002 F, -002 O, -002 L, 007
106	4A	132-31-002 Y, -002 F, -002 O, -002 L, 007
107	4	132-31-002 Y, -002 F, -002 O, -002 L, 007
108	5	132-31-002 Y, -002 F, -002 O, -002 L, 007
109	LOT 1*	132-31-002 Y, -002 F, -002 O, -002 L, 007
110	LOT 2*	132-31-002 Y, -002 F, -002 O, -002 L, 007
111	-	132-31-002 B
112	-	132-17-007 G

\*\*\* (SEE NOTE) \*\*\*  
ASSESSMENT NO. MARICOPA CO. ASSESSOR'S NO.  
1 132-31-002 Y  
2 132-31-002 F  
3 132-31-002 Q  
4 132-31-002 L  
5 132-31-002 W  
6 132-17-002 B  
7 132-17-007 G  
8 132-31-002 Z

NOTE: WITH THE RECORDED OF THE FINAL PLAT OF PLAYA DEL NORTE, AS RECORDED IN BOX 695 OF MAPS, PAGE 32, IN THE OFFICE OF MARICOPA COUNTY RECORDER, ALL ORIGINAL ASSESSMENT NUMBERS HAVE BEEN CHANGED.

SECOND MODIFIED ASSESSMENT DIAGRAM  
MODIFIED 11/08/07

CITY OF TEMPE  
DIVISION OF ENGINEERING  
PLAÑA DEL NORTE/MILLER ROAD  
STREET IMPROVEMENTS  
IMPROVEMENT DISTRICT NO. 119

DATE 4/01/05  
PROJECT NO. 500241  
SHEET 2 OF 2